

**AN ORDINANCE BY COUNCILPERSON ANNE FAUVER**

**AN ORDINANCE TO AMEND CHAPTER 150, ARTICLE IV, DIVISION 1, SECTION 150-99 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, SO AS TO PROHIBIT A VEHICLE OPERATOR FROM STOPPING, STANDING OR PARKING A MOTOR VEHICLE ON ANY SIDEWALK OR OTHER PEDESTRIAN ACCESS ROUTE ADJACENT TO THE PUBLIC RIGHT OF WAY; TO REPEAL 02-O-0853; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta has a responsibility to ensure that City sidewalks are safe for use by the public; and

**WHEREAS**, the total or partial obstruction of a City sidewalk by a stopped, standing or parked vehicle or any part thereof may create an unsafe and hazardous condition for the public; and

**WHEREAS**, the City has an interest in making its sidewalks safe for all pedestrians and in conserving the useful life of its sidewalks; and

**WHEREAS**, the City Council enacted 02-O-0853 on July 1, 2002 which purported to preclude operating or parking a motor vehicle on a sidewalk; and

**WHEREAS**, the City now wishes to limit and clarify those areas currently subject to Section 150-99 of the Code of Ordinances of the City of Atlanta, Georgia, while still providing for the safety and welfare of all pedestrians.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:**

**Section 1.** That Section 150-99 of the Code of Ordinances of the City of Atlanta, Georgia, be amended to delete the current language and to insert in lieu thereof the following language:

(a) No person, except as otherwise provided for in subsection (b) below, shall stop, leave standing or park any passenger vehicle, automobile, light truck, sport utility vehicle, or motorcycle, whether attended or unattended, on any portion of a sidewalk or other pedestrian access route adjacent to the public right of way within the City's municipal street system and on extensions of a county road system within the City's corporate limits, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a peace officer or official traffic control device. Any person violating this section shall, on conviction, be punished, as follows:

DATE	FINE
Thru 12/31/03	\$50
01/01/04 thru 12/31/04	\$75
After 12/31/04	\$100

(b) No person shall stop, leave standing or park any motor vehicle operated separately or in combination with any trailer or semitrailer which has either two axles with six or more tires or three or more axles or which has a gross weight in excess of 36,000 pounds, whether attended or unattended, on any portion of a sidewalk or other pedestrian access route adjacent to the public right of way within the City's municipal street system and on extensions of a county road system within the City's corporate limits, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a peace officer or official traffic control device. Any person violating this section shall, on conviction, be punished, as follows:

DATE	FINE
Thru 12/31/04	\$500
After 12/31/04	\$1,000

**SECTION 2:** That ordinance 02-O-0853 be and is hereby repealed.

A true copy,

*Rhonda Daughlin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

OCT 07, 2002  
OCT 15, 2002

RCS# 4099  
10/07/02  
5:15 PM

Atlanta City Council

Regular Session

CONSENT I                    0613;1695;1544;1562;1581;1666;1551  
                              1668; Except CDHR #6-#10  
                              RECON/READOPT

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	B Martin	Y Norwood
NV Young	Y Shook	NV Maddox	NV Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

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**10/07/02 Council Meeting**

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**ITEMS ADOPTED ON CONSENT  
AGENDA**

1. 02-O-1538	46. 02-R-1702
2. 02-O-1549	47. 02-R-1703
3. 02-O-1554	48. 02-R-1704
4. 02-O-1466	49. 02-R-1705
5. 02-O-1253	50. 02-R-1706
6. 02-O-1575	51. 02-R-1707
7. 02-O-1576	52. 02-R-1708
8. 02-O-1582	
9. 02-O-1447	
10. 02-O-1545	
11. 02-O-1261	
12. 02-O-1534	
13. 02-R-1662	
14. 02-R-1669	
15. 02-R-1709	
16. 02-R-1711	
17. 02-R-1712	
18. 02-R-1713	
19. 02-R-1633	
20. 02-R-1664	
21. 02-R-1667	
22. 02-R-1673	
23. 02-R-1469	
24. 02-R-1642	
25. 02-R-1644	
26. 02-R-1649	
27. 02-R-1714	
28. 02-R-1727	
29. 02-R-1650	
30. 02-R-1651	
31. 02-R-1652	
32. 02-R-1653	
33. 02-R-1654	
34. 02-R-1655	
35. 02-R-1656	
36. 02-R-1657	
37. 02-R-1658	
38. 02-R-1659	
39. 02-R-1660	
40. 02-R-1718	
41. 02-R-1719	
42. 02-R-1698	
43. 02-R-1699	
44. 02-R-1700	
45. 02-R-1701	

**ITEMS ADVERSED  
ON CONSENT AGENDA**

53. 02-R-1675
54. 02-R-1676
55. 02-R-1677
56. 02-R-1678
57. 02-R-1679
58. 02-R-1680
59. 02-R-1681
60. 02-R-1682
61. 02-R-1683
62. 02-R-1684
63. 02-R-1685
64. 02-R-1686
65. 02-R-1687
66. 02-R-1688
67. 02-R-1689
68. 02-R-1690
69. 02-R-1691
70. 02-R-1692
71. 02-R-1693
72. 02-R-1694
73. 02-R-1696
74. 02-R-1697

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Consent I Vote: 10Yeas; 0 Nays (See RCS #4099; Reconsidered See RCS #4043)

Items Removed from Consent: 02-R-1613; 02-R-1695; 02-O-1544; 02-O-1562; 02-O-1581; 02-R-1666; 02-O-1551; 02-R-1668; 02-O-1598; 02-O-1599; 02-O-1600; 02-O-1601; 02-O-1602

02-0-1466

(Do Not Write Above This Line)

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ADOPTED BY

APPROVED BY: OCT 07 2002

ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 8/19/02  
Referred To: Transportation  
Date Referred 9/16/02  
Referred To: Transportation  
Date Referred  
Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred To \_\_\_\_\_

TCAS Committee  
8/28/01  
Chair

Action  
Fav, Adv, Hold (see rev. side)  
Other

Members

Refer To

OSLA Committee

Action  
Fav, Adv, Hold (see rev. side)  
Other

Members

Refer To

TCAS Committee  
9/10/01  
Chair

Action  
Fav, Adv, Hold (see rev. side)  
Other

Members

C.T. Martin

1/10/01

Refer To

Refer To

CERTIFIED

OCT 07 2002

OCT 07 2002

MAYOR'S ACTION

OCT 13 2002

FINAL COUNCIL ACTION  
☒ 2nd & 1st & 2nd ☐ 3rd  
Readings  
☒ Consent ☐ V Vote ☒ RC Vote